



Form 1120S

Department of the Treasury  
Internal Revenue Service

## U.S. Income Tax Return for an S Corporation

OMB No. 1545-0130

2001

► Do not file this form unless the corporation has timely filed  
Form 2553 to elect to be an S corporation.  
► See separate instructions.

C calendar year 2001, or tax year beginning Effective date of election as an S corporation <b>04/04/1994</b>		, 2001, and ending Name <b>US MOBILCOMM, INC.</b>		C Employer identification number <b>23-2767067</b>
B Business code no. (see pages 29-31)		Number, street, and room or suite no. (If a P.O. box, see page 11 of the instructions.) <b>805 BRYN MAWR AVE</b>		D Date incorporated <b>04/04/1994</b>
City or town, state, and ZIP code <b>513000 NEWTOWN SQUARE, PA</b>				E Total assets (see page 11) <b>19073-4330 79,987.</b>

F Check applicable boxes: (1)  Initial return (2)  Final return (3)  Name change (4)  Address change (5)  Amended return

G Enter number of shareholders in the corporation at end of the tax year . . . . . ► **2**

Caution: Include only trade or business income and expenses on lines 1a through 21. See page 11 of the instructions for more information.

Income (see page 112 of the instructions for limitations)	1a Gross receipts or sales	<b>49,473.</b>	b Less returns and allowances	c Bal ► 1c	<b>49,473.</b>
	2 Cost of goods sold (Schedule A, line 8)			2	<b>20,219.</b>
	3 Gross profit. Subtract line 2 from line 1c			3	<b>29,254.</b>
	4 Net gain (loss) from Form 4797, Part II, line 18 (attach Form 4797)			4	
	5 Other income (loss) (attach schedule)		SEE. STATEMENT. 1.	5	<b>15.</b>
	6 Total income (loss). Combine lines 3 through 5			6	<b>29,269.</b>
				7	
Deductions (see page 112 of the instructions for limitations)	7 Compensation of officers			8	
	8 Salaries and wages (less employment credits)			9	
	9 Repairs and maintenance			10	
	10 Bad debts			11	
	11 Rents		SEE. STATEMENT. 1.	12	<b>4,260.</b>
	12 Taxes and licenses			13	
	13 Interest			14a	<b>200.</b>
	14a Depreciation (if required, attach Form 4562)			14b	
	b Depreciation claimed on Schedule A and elsewhere on return			14c	<b>200.</b>
	c Subtract line 14b from line 14a			15	
	15 Depletion (Do not deduct oil and gas depletion.)			16	
	16 Advertising			17	
	17 Pension, profit-sharing, etc., plans			18	
	18 Employee benefit programs		SEE. STATEMENT. 1.	19	<b>105,061.</b>
19 Other deductions (attach schedule)			20	<b>109,521.</b>	
20 Total deductions. Add the amounts shown in the far right column for lines 7 through 19			21	<b>-80,252.</b>	
21 Ordinary income (loss) from trade or business activities. Subtract line 20 from line 6			22a		
22 Tax: a Excess net passive income tax (attach schedule)			22b		
b Tax from Schedule D (Form 1120S)			22c		
c Add lines 22a and 22b (see page 16 of the instructions for additional taxes)			23a		
23 Payments: a 2001 estimated tax payments and amount applied from 2000 return			23b		
b Tax deposited with Form 7004			23c		
c Credit for Federal tax paid on fuels (attach Form 4136)			23d		
d Add lines 23a through 23c			24		
24 Estimated tax penalty. Check if Form 2220 is attached			25		
25 Tax due. If the total of lines 22c and 24 is larger than line 23d, enter amount owed. See page 4 of the instructions for depository method of payment			26		
26 Overpayment. If line 23d is larger than the total of lines 22c and 24, enter amount overpaid			27		
27 Enter amount of line 26 you want credited to 2002 estimated tax ►		Refunded ►			

Sign Here	Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.		
	May the IRS discuss this return with the preparer shown below (see page 3)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Signature of officer		Date	Title

Jid Preparer's Use Only	Preparer's signature	Date	Check if self- employed	Preparer's SSN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/>	EIN
				Phone no.

For Paperwork Reduction Act Notice, see the separate instructions.

Form 1120S (2001)

MC000546

Form 1120S (2001) US MOBILCOMM, INC.

23-2767067 Page 2

## Cost of Goods Sold (see page 16 of the instructions)

1	Inventory at beginning of year	1	
2	Purchases	2	
	Cost of labor	3	
4	Additional section 263A costs (attach schedule)	4	
5	Other costs (attach schedule)	5	20,219.
6	Total. Add lines 1 through 5	6	20,219.
7	Inventory at end of year	7	
8	Cost of goods sold. Subtract line 7 from line 6. Enter here and on page 1, line 2	8	20,219.

## 9a Check all methods used for valuing closing inventory:

(i)  Cost as described in Regulations section 1.471-3  
 (ii)  Lower of cost or market as described in Regulations section 1.471-4  
 (iii)  Other (specify method used and attach explanation) ►

b Check if there was a writedown of "subnormal" goods as described in Regulations section 1.471-2(c) ►

c Check if the LIFO inventory method was adopted this tax year for any goods (if checked, attach Form 970) ►

d If the LIFO inventory method was used for this tax year, enter percentage (or amounts) of closing inventory computed under LIFO ► 9d

e Do the rules of section 263A (for property produced or acquired for resale) apply to the corporation?  Yes  No

f Was there any change in determining quantities, cost, or valuations between opening and closing inventory?  Yes  No  
 If "Yes," attach explanation.

## Other Information

	Yes	No
1 Check method of accounting: (a) <input checked="" type="checkbox"/> Cash (b) <input type="checkbox"/> Accrual (c) <input type="checkbox"/> Other (specify) ►		
2 Refer to the list on pages 29 through 31 of the instructions and state the corporation's principal: (a) Business activity ► <u>TWO WAY RADIO</u> (b) Product or service ► <u>SERVICE</u>		
3 Did the corporation at the end of the tax year own, directly or indirectly, 50% or more of the voting stock of a domestic corporation? (For rules of attribution, see section 267(c).) If "Yes," attach a schedule showing: (a) name, address, and employer identification number and (b) percentage owned. ►	X	
4 Was the corporation a member of a controlled group subject to the provisions of section 1561? ►	X	
5 Check this box if the corporation has filed or is required to file Form 8264, Application for Registration of a Tax Shelter	<input type="checkbox"/>	
6 Check this box if the corporation issued publicly offered debt instruments with original issue discount If so, the corporation may have to file Form 8281, Information Return for Publicly Offered Original Issue Discount Instruments.	<input type="checkbox"/>	
7 If the corporation: (a) filed its election to be an S corporation after 1986, (b) was a C corporation before it elected to be an S corporation or the corporation acquired an asset with a basis determined by reference to its basis (or the basis of any other property) in the hands of a C corporation, and (c) has net unrealized built-in gain (defined in section 1374(d)(1)) in excess of the net recognized built-in gain from prior years, enter the net unrealized built-in gain reduced by net recognized built-in gain from prior years (see page 17 of the instructions) ► \$		
8 Check this box if the corporation had accumulated earnings and profits at the close of the tax year (see page 17 of the instructions) ► <input type="checkbox"/>		

Note: If the corporation had assets or operated a business in a foreign country or U.S. possession, it may be required to attach Schedule N (Form 1120), Foreign Operations of U.S. Corporations, to this return. See Schedule N for details.

## Shareholders' Shares of Income, Credits, Deductions, etc.

Income (Loss)	(a) Pro rata share items	(b) Total amount	
		1	2
1	Ordinary income (loss) from trade or business activities (page 1, line 21)	1	-80,252.
2	Net income (loss) from rental real estate activities (attach Form 8825)	2	
3a	Gross income from other rental activities	3a	
b	Expenses from other rental activities (attach schedule)	3b	
c	Net income (loss) from other rental activities. Subtract line 3b from line 3a	3c	
4	Portfolio income (loss):		
a	Interest income	4a	2,084.
b	Ordinary dividends	4b	
c	Royalty income	4c	
d	Net short-term capital gain (loss) (attach Schedule D (Form 1120S))	4d	
e	(1) Net long-term capital gain (loss) (attach Schedule D (Form 1120S)): (2) 28% rate gain (loss) ► (3) Qualified 5-year gain ►	4e(1)	416,002.
f	Other portfolio income (loss) (attach schedule)	4f	
5	Net section 1231 gain (loss) (other than due to casualty or theft) (attach Form 4797)	5	-17,593.
6	Other income (loss) (attach schedule)	6	

Form 1120S (2001) US MOBILCOMM, INC.

23-2767067 Page 3

## Shareholders' Shares of Income, Credits, Deductions, etc. (continued)

	(a) Pro rata share items	(b) Total amount
Deductions	7 Charitable contributions (attach schedule) . . . . . 8 Section 179 expense deduction (attach Form 4562) . . . . . 9 Deductions related to portfolio income (loss) (itemize) . . . . . 10 Other deductions (attach schedule) . . . . .	7 8 9 10
Investment Interest	11a Interest expense on investment debts . . . . . b (1) Investment income included on lines 4a, 4b, 4c, and 4f above . . . . . (2) Investment expenses included on line 9 above . . . . .	11a 11b(1) 2,084. 11b(2)
Credits	12a Credit for alcohol used as a fuel (attach Form 6478) . . . . . b Low-income housing credit: (1) From partnerships to which section 42(j)(5) applies . . . . . (2) Other than on line 12b(1) . . . . . c Qualified rehabilitation expenditures related to rental real estate activities (attach Form 3468) . . . . . d Credits (other than credits shown on lines 12b and 12c) related to rental real estate activities . . . . . e Credits related to other rental activities . . . . . 13 Other credits . . . . .	12a 12b(1) 12b(2) 12c 12d 12e 13
Adjustments and Tax Preference Items	14a Depreciation adjustment on property placed in service after 1986 . . . . . b Adjusted gain or loss . . . . . c Depletion (other than oil and gas) . . . . . d (1) Gross income from oil, gas, or geothermal properties . . . . . (2) Deductions allocable to oil, gas, or geothermal properties . . . . . e Other adjustments and tax preference items (attach schedule) . . . . .	14a -7,693. 14b 14c 14d(1) 14d(2) 14e
Foreign Taxes	15a Name of foreign country or U.S. possession ► . . . . . b Gross income from all sources . . . . . c Gross income sourced at shareholder level . . . . . d Foreign gross income sourced at corporate level: (1) Passive . . . . . (2) Listed categories (attach schedule) . . . . . (3) General limitation . . . . . e Deductions allocated and apportioned at shareholder level: (1) Interest expense . . . . . (2) Other . . . . . f Deductions allocated and apportioned at corporate level to foreign source income: (1) Passive . . . . . (2) Listed categories (attach schedule) . . . . . (3) General limitation . . . . . g Total foreign taxes (check one): ► <input type="checkbox"/> Paid <input type="checkbox"/> Accrued . . . . . h Reduction in taxes available for credit (attach schedule) . . . . .	15b 15c 15d(1) 15d(2) 15d(3) 15e(1) 15e(2) 15f(1) 15f(2) 15f(3) 15g 15h
Other	16 Section 59(e)(2) expenditures: a. Type ► . . . . . b. Amount ► . . . . . 17 Tax-exempt interest income . . . . . 18 Other tax-exempt income . . . . . 19 Nondeductible expenses . . . . . 20 Total property distributions (including cash) other than dividends reported on line 22 below . . . . . 21 Other items and amounts required to be reported separately to shareholders (attach schedule) . . . . . 22 Total dividend distribution paid from accumulated earnings and profits . . . . . 23 Income (loss). (Required only if Schedule M-1 must be completed.) Combine lines 1 through 6 in column (b). From the result, subtract the sum of lines 7 through 11a, 15g, and 16b . . . . .	16b 17 18 19 82. 20 22 23 320,241.

Form 1120S (2001)

MC000547

MC000548

23-2767067 Page 4

Form 1120S (2001) US MOBILCOMM, INC.

Balance Sheets per Books	Beginning of tax year		End of tax year	
	(a)	(b)	(c)	(d)
1 Cash . . . . .		37,682.		6,570.
2 Trade notes and accounts receivable				
b Less allowance for bad debts . . . . .				
3 Inventories . . . . .				
4 U.S. Government obligations . . . . .				
5 Tax-exempt securities . . . . .				
6 Other current assets (attach schedule) . . . . .		43,477.		14,400.
7 Loans to shareholders . . . . .		20,500.		NONE
8 Mortgage and real estate loans . . . . .				
9 Other investments (attach schedule) . . . . .				
10 a Buildings and other depreciable assets . . . . .	133,791.		90,913.	
b Less accumulated depreciation . . . . .	133,361.	430.	90,683.	230.
11 a Depletable assets . . . . .				
b Less accumulated depletion . . . . .				
12 Land (net of any amortization) . . . . .				
13 a Intangible assets (amortizable only) . . . . .	28,500.		28,500.	
b Less accumulated amortization . . . . .	13,401.	15,099.	15,168.	13,332.
14 Other assets (attach schedule) . . . . .	STMT 4	179,558.		45,455.
15 Total assets . . . . .		296,746.		79,987.
<b>Liabilities and Shareholders' Equity</b>				
16 Accounts payable . . . . .	STMT 4	78,815.		NONE
17 Mortgages, notes, bonds payable in less than 1 year . . . . .	STMT 4	898.		395.
18 Other current liabilities (attach schedule) . . . . .				
19 Loans from shareholders . . . . .				
20 Mortgages, notes, bonds payable in 1 year or more . . . . .				
21 Other liabilities (attach schedule) . . . . .				
22 Capital stock . . . . .		5.		5.
23 Additional paid-in capital . . . . .		973,038.		515,438.
24 Retained earnings . . . . .		-756,010.		-435,851.
25 Adjustments to shareholders' equity (attach schedule) . . . . .				
26 Loss cost of treasury stock . . . . .				
27 Total liabilities and shareholders' equity . . . . .		296,746.		79,987.

**Reconciliation of Income (Loss) per Books With Income (Loss) per Return** (You are not required to complete this schedule if the total assets on line 15, column (d), of Schedule L are less than \$25,000.)

1 Net income (loss) per books . . . . .	320,159.	5 Income recorded on books this year not included on Schedule K, lines 1 through 6 (itemize):
2 Income included on Schedule K, lines 1 through 6, not recorded on books this year (itemize):		a Tax-exempt interest _____
3 Expenses recorded on books this year not included on Schedule K, lines 1 through 11a, 15g, and 16b (itemize):		b Deductions included on Schedule K, lines 1 through 11a, 15g, and 16b, not charged against book income this year (itemize):
a Depreciation _____		a Depreciation _____
b Travel and entertainment _____	82.	b Add lines 5 and 6 . . . . .
4 Add lines 1 through 3 . . . . .	320,241.	b Income (loss) (Schedule K, line 23). Line 4 less line 7 . . . . . 320,241.

**Analysis of Accumulated Adjustments Account, Other Adjustments Account, and Shareholders' Undistributed Taxable Income Previously Taxed** (see page 27 of the instructions)

	(a) Accumulated adjustments account	(b) Other adjustments account	(c) Shareholders' undistributed taxable income previously taxed
1 Balance at beginning of tax year . . . . .	-694,396.		
2 Ordinary income from page 1, line 21 . . . . .			
3 Other additions . . . . . SEE STATEMENT 5.	418,086.		
4 Loss from page 1, line 21 . . . . .	( 80,252.)		
5 Other reductions . . . . . SEE STATEMENT 5.	( 17,675.)	( )	
6 Combine lines 1 through 5 . . . . .	-374,237.		
7 Distributions other than dividend distributions . . . . .			
8 Balance at end of tax year. Subtract line 7 from line 6 . . . . .	-374,237.		

SCHEDULE D  
(Form 1120S)Department of the Treasury  
Internal Revenue Service  
na

## Capital Gains and Losses and Built-In Gains

OMB No. 1545-0130

2001

► Attach to Form 1120S.

► See separate instructions.

Employer identification number

US MOBILCOMM, INC.

23-2767067

## Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example, 100 shares of "Z" Co.)	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) (d) minus (e))	
1						
2 Short-term capital gain from installment sales from Form 6252, line 26 or 37 . . .				2		
3 Short-term capital gain or (loss) from like-kind exchanges from Form 8824 . . .				3		
4 Combine lines 1 through 3 in column (f) . . . . .				4		
5 Tax on short-term capital gain included on line 33 below . . . . .				5 ( )		
6 Net short-term capital gain or (loss). Combine lines 4 and 5. Enter here and on Form 1120S, Schedule K, line 4d or 6 . . . . .				6		

## Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example, 100 shares of "Z" Co.)	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Sales price	(e) Cost or other basis (see instructions)	(f) Gain or (loss) (d) minus (e))	(g) 28% rate gain or (loss) *(see instr. below)
7 SEE STATEMENT 6					416,002.	
8 Long-term capital gain from installment sales from Form 6252, line 26 or 37 . . .				8		
9 Long-term capital gain or (loss) from like-kind exchanges from Form 8824 . . .				9		
10 Capital gain distributions . . . . .				10		
11 Combine lines 7 through 10 in column (f) . . . . .				11 416,002.		
12 Tax on long-term capital gain included on lines 25 and 33 below . . . . .				12 ( ) ( )		
13 Combine lines 7 through 12 in column (g). Enter here and on Form 1120S, Schedule K, line 4e(2) or 6 . . . . .				13		
14 Net long-term capital gain or (loss). Combine lines 11 and 12 in column (f). Enter here and on Form 1120S, Schedule K, line 4e(1) or 6 . . . . .				14 416,002.		

\* 28% rate gain or (loss) includes all "collectibles gains and losses" (as defined in the instructions).

## Capital Gains Tax (See instructions before completing this part.)

15 Enter section 1231 gain from Form 4797, line 9 . . . . .	15
16 Net long-term capital gain or (loss). Combine lines 11 and 15 . . . . .	16
Note: If the corporation is liable for the excess net passive income tax (Form 1120S, page 1, line 22a) or the built-in gains tax (Part IV below), see the line 17 instructions before completing line 17.	
17 Net capital gain. Enter excess of net long-term capital gain (line 16) over net short-term capital loss (line 4) . . . . .	17
18 Statutory minimum . . . . .	18 \$25,000
19 Subtract line 18 from line 17 . . . . .	19
20 Enter 34% of line 19 . . . . .	20
21 Taxable income (attach computation schedule) . . . . .	21
22 Enter tax on line 21 amount (attach computation schedule) . . . . .	22
23 Net capital gain from substituted basis property (attach computation schedule) . . . . .	23
24 Enter 35% of line 23 . . . . .	24
25 Tax. Enter the smallest of line 20, 22, or 24 here and on Form 1120S, page 1, line 22b . . . . .	25

## Built-In Gains Tax (See instructions before completing this part.)

26 Excess of recognized built-in gains over recognized built-in losses (attach computation schedule) . . . . .	26
27 Taxable income (attach computation schedule) . . . . .	27
28 Net recognized built-in gain. Enter smallest of line 26, line 27, or line 7 of Schedule B . . . . .	28
29 Section 1374(b)(2) deduction . . . . .	29
30 Subtract line 29 from line 28. If zero or less, enter -0- here and on line 33 . . . . .	30
31 Enter 35% of line 30 . . . . .	31
32 Business credit and minimum tax credit carryforwards under section 1374(b)(3) from C corporation years . . . . .	32
33 Tax. Subtract line 32 from line 31 (if zero or less, enter -0-). Enter here and on Form 1120S, page 1, line 22b . . . . .	33

MC009549

For Paperwork Reduction Act Notice, see the Instructions for Form 1120S.

Schedule D (Form 1120S) 2001

MC000550

OMB No. 1545-0172

Form 4562

Depreciation and Amortization  
(Including Information on Listed Property)

2001

Attachment  
Sequence No. 67Department of the Treasury  
Internal Revenue Service (99)  
10(s) shown on return

U.S. MOBILCOMM, INC.

Business or activity to which this form relates

Identifying number  
23-2767067

## GENERAL DEPRECIATION AND AMORTIZATION

## Election To Expense Certain Tangible Property Under Section 179

Note: If you have any "listed property," complete Part V before you complete Part I.

1 Maximum dollar limitation. If an enterprise zone business, see page 2 of the instructions	1	
2 Total cost of section 179 property placed in service (see page 2 of the instructions)	2	
3 Threshold cost of section 179 property before reduction in limitation	3	
4 Reduction in limitation. Subtract line 3 from line 2. If zero or less, enter -0-	4	
5 Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0-. If married filing separately, see page 2 of the instructions	5	
(a) Description of property	(b) Cost (business use only)	(c) Elected cost
6		
7 Listed property. Enter amount from line 27	7	
8 Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7	8	
9 Tentative deduction. Enter the smaller of line 5 or line 8	9	
10 Carryover of disallowed deduction from 2000 (see page 3 of the instructions)	10	
11 Business income limitation. Enter the smaller of business income (not less than zero) or line 5 (see instructions)	11	
12 Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11	12	
13 Carryover of disallowed deduction to 2002. Add lines 9 and 10, less line 12 ►	13	

Note: Do not use Part II or Part III below for listed property (automobiles, certain other vehicles, cellular telephones, certain computers, or property used for entertainment, recreation, or amusement). Instead, use Part V for listed property.

## MACRS Depreciation for Assets Placed In Service Only During Your 2001 Tax Year (Do not include listed property.)

## Section A - General Asset Account Election

14 If you are making the election under section 168(l)(4) to group any assets placed in service during the tax year into one or more general asset accounts, check this box. See page 3 of the instructions. ► 

## Section B - General Depreciation System (GDS) (See page 3 of the instructions.)

(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only - see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
15a 3-year property						
b 5-year property						
c 7-year property						
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property		25 yrs.			S/L	
h Residential rental property		27.5 yrs.	MM	S/L		
i Nonresidential real property		27.5 yrs.	MM	S/L		
		39 yrs.	MM	S/L		
			MM	S/L		

## Section C - Alternative Depreciation System (ADS) (See page 5 of the instructions.)

16a Class life				S/L	
b 12-year		12 yrs.		S/L	
c 40-year		40 yrs.	MM	S/L	

## Other Depreciation (Do not include listed property.) (See Instructions beginning on page 5.)

17 GDS and ADS deductions for assets placed in service in tax years beginning before 2001	17	200.
18 Property subject to section 168(f)(1) election	18	
19 ACRS and other depreciation	19	

## Summary (See page 6 of the instructions.)

20 Listed property. Enter amount from line 26	20	
21 Total. Add deductions from line 12, lines 15 and 16 in column (g), and lines 17 through 20. Enter here and on the appropriate lines of your return. Partnerships and S corporations - see instructions	21	200.
22 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	22	

MC000551

Page 2

Form 4562 (2001)

**Listed Property (Include automobiles, certain other vehicles, cellular telephones, certain computers, and property used for entertainment, recreation, or amusement.)****Note: For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete only****23a, 23b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable.****Section A - Depreciation and Other Information (Caution: See page 7 of the instructions for limits for passenger automobiles.)**

23a Do you have evidence to support the business/investment use claimed?				Yes	No	23b If "Yes," is the evidence written?	Yes	No
(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/Convention	(h) Depreciation deduction	(i) Elected section 179 cost
24 Property used more than 50% in a qualified business use (see page 6 of the instructions):								
		%						
		%						
		%						
25 Property used 50% or less in a qualified business use (see page 6 of the instructions):								
		%			S/L			
		%			S/L			
		%			S/L			
26 Add amounts in column (h). Enter the total here and on line 20, page 1. 26								
27 Add amounts in column (i). Enter the total here and on line 7, page 1. 27								

**Section B - Information on Use of Vehicles**

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person.

If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles.

28 Total business/investment miles driven during the year (do not include commuting miles - see page 2 of the instructions) . . . . .	(a) Vehicle 1		(b) Vehicle 2		(c) Vehicle 3		(d) Vehicle 4		(e) Vehicle 5		(f) Vehicle 6	
	Yes	No										
29 Total commuting miles driven during the year . . . . .												
30 Total other personal (noncommuting) miles driven . . . . .												
Total miles driven during the year.												
Add lines 28 through 30 . . . . .												
32 Was the vehicle available for personal use during off-duty hours? . . . . .												
33 Was the vehicle used primarily by a more than 5% owner or related person? . . . . .												
34 Is another vehicle available for personal use? . . . . .												

**Section C - Questions for Employers Who Provide Vehicles for Use by Their Employees**

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who are not more than 5% owners or related persons (see page 8 of the instructions).

35 Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees? . . . . .	Yes	No
36 Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See page 8 of the instructions for vehicles used by corporate officers, directors, or 1% or more owners . . . . .	Yes	No
37 Do you treat all use of vehicles by employees as personal use? . . . . .	Yes	No
38 Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received? . . . . .	Yes	No
39 Do you meet the requirements concerning qualified automobile demonstration use? (See page 8 of the instructions.) . . . . .	Yes	No

Note: If your answer to 35, 36, 37, 38, or 39 is "Yes," do not complete Section B for the covered vehicles.

**Amortization**

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) Amortization period or percentage	(f) Amortization for this year
Amortization of costs that begins during your 2001 tax year (see instructions beginning on page 8):					
41 Amortization of costs that began before your 2001 tax year . . . . .				41	1,767
42 Total, Add amounts in column (f). See page 9 of the instructions for where to report . . . . .				42	1,767

Form 4562 (2001)

Form 4797

Department of the Treasury  
Internal Revenue Service (98)Sales of Business Property  
(Also Involuntary Conversions and Recapture Amounts  
Under Sections 179 and 280F(b)(2))  
► Attach to your tax return. ► See separate Instructions.OMB No. 1545-0184  
2001  
Attachment Sequence No. 27

e(s) shown on return

Identifying number

US MOBILCOMM, INC.

23-2767067

1 Enter the gross proceeds from sales or exchanges reported to you for 2001 on Form(s) 1099-B or 1099-S (or substitute statement) that you are including on line 2, 10, or 20 (see instructions) . . . . .

1

## Sales or Exchanges of Property Used in a Trade or Business and Involuntary Conversions From Other Than Casualty or Theft - Most Property Held More Than 1 Year (See instructions.)

(a) Description of property	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Gross sales price	(e) Depreciation allowed or allowable since acquisition	(f) Cost or other basis, plus improvements and expense of sale	(g) Gain or (loss) Subtract (f) from the sum of (d) and (e)
2 STMT 7						-17,593.

3 Gain, if any, from Form 4684, line 39 . . . . .

4 Section 1231 gain from installment sales from Form 6252, line 26 or 37 . . . . .

5 Section 1231 gain or (loss) from like-kind exchanges from Form 8824 . . . . .

6 Gain, if any, from line 32, from other than casualty or theft . . . . .

7 Combine lines 2 through 6. Enter the gain or (loss) here and on the appropriate line as follows:  
Partnerships (except electing large partnerships). Report the gain or (loss) following the instructions for Form 1065, Schedule K, line 6. Skip lines 8, 9, 11, and 12 below.  
S corporations. Report the gain or (loss) following the instructions for Form 1120S, Schedule K, lines 5 and 6. Skip lines 8, 9, 11, and 12 below, unless line 7 is a gain and the S corporation is subject to the capital gains tax.  
All others. If line 7 is zero or a loss, enter the amount from line 7 on line 11 below and skip lines 8 and 9. If line 7 is a gain and you did not have any prior year section 1231 losses, or they were recaptured in an earlier year, enter the gain from line 7 as a long-term capital gain on Schedule D and skip lines 8, 9, 11, and 12 below.

8 Nonrecaptured net section 1231 losses from prior years (see instructions) . . . . .

9 Subtract line 8 from line 7. If zero or less, enter -0-. Also enter on the appropriate line as follows  
(see instructions): . . . . .

S corporations. Enter any gain from line 9 on Schedule D (Form 1120S), line 15, and skip lines 11 and 12 below.  
All others. If line 9 is zero, enter the gain from line 7 on line 12 below. If line 9 is more than zero, enter the amount from line 8 on line 12 below, and enter the gain from line 9 as a long-term capital gain on Schedule D.

## Ordinary Gains and Losses

10 Ordinary gains and losses not included on lines 11 through 17 (include property held 1 year or less):

11 Loss, if any, from line 7 . . . . .	11 ( )
12 Gain, if any, from line 7 or amount from line 8, if applicable . . . . .	12
13 Gain, if any, from line 31 . . . . .	13
14 Net gain or (loss) from Form 4684, lines 31 and 38a . . . . .	14
15 Ordinary gain from installment sales from Form 6252, line 25 or 36 . . . . .	15
16 Ordinary gain or (loss) from like-kind exchanges from Form 8824 . . . . .	16
17 Recapture of section 179 expense deduction for partners and S corporation shareholders from property dispositions by partnerships and S corporations (see instructions) . . . . .	17
18 Combine lines 10 through 17. Enter the gain or (loss) here and on the appropriate line as follows: a For all except individual returns. Enter the gain or (loss) from line 18 on the return being filed. b For individual returns: (1) If the loss on line 11 includes a loss from Form 4684, line 35, column (b)(ii), enter that part of the loss here. Enter the part of the loss from income-producing property on Schedule A (Form 1040), line 27, and the part of the loss from property used as an employee on Schedule A (Form 1040), line 22. Identify as from "Form 4797, line 18b(1)." See instructions . . . . .	18b(1)
(2) Redetermine the gain or (loss) on line 18 excluding the loss, if any, on line 18b(1). Enter here and on Form 1040, line 14 . . . . .	18b(2)

For Paperwork Reduction Act Notice, see page 7 of the Instructions.

Form 4797 (2001)

2001 Deposition

### **Assessors Retired**

54 C9027 1.000

MC000553 23-2767067

四

MOBILE, INC.

ZUUT AMOKTION

ES MORTON, INC.

## GENERAL DEPRECIATION AND AMORTIZATION

## GENERAL DEPRECIATION AND AMORTIZATION

## GENERAL DEPRECIATION AND AMORTIZATION

### • Assets Retired

USA  
C9026 1-80

23-2767067

## 2001 Alternative Minimum Tax Depreciation

Description of Property		GENERAL DEPRECIATION AND AMORTIZATION						Post-86 depreciation adjustment			Leased pers. prop. preference		Real property difference
Asset description	Date placed in service	AMT basis for depreciation	AMT accumulated depreciation	AMT conventional method	AMT convention-life	AMT depreciation deduction	AMT depreciation deduction	Regular depreciation deduction	Post-86 depreciation adjustment	Leased pers. prop. preference	Real property difference		
EQUIP- BALT/WASH-DSK	01/01/1995	41,335.	36,079.	150DB	EV	6,000	2,906.		+2,906.				
• EQUIP- BOSTON-TR	01/01/1995	42,879.	36,621.	150DB	EV	6,000	1,507.		-1,507.				
EQUIP- NY-MA	01/01/1995	44,587.	38,076.	150DB	EV	6,000	3,134.		-3,134.				
COMPUTER EQUIPMENT	07/01/1995	1,902.	1,902.	150DB	EV	6,000							
COMPUTER EQUIPMENT	07/01/1996	1,572.	1,360.	150DB	EV	6,000	212.	90.	-122.				
COMPUTER EQUIPMENT	09/01/1998	953.	484.	150DB	EV	6,000	134.	110.	-24.				
EQUIP- BALT/WASH-ANT	11/22/1999	564.		EV									
Less: Retired Assets	.....	42,879.	36,621.										
<b>TOTALS</b>	.....	90,913.	85,299.							<b>7,693.</b>	<b>-7,693.</b>		

M 0000555

17

US MOBILCOAT, INC.

US MOBILCOMM, INC.

23-2767067

I M 1120S, PAGE 1 DETAIL

## LINE 5 - OTHER INCOME

SALES TAX DISCOUNTS	15.
TOTAL	15.

## LINE 12 - TAXES

TAXES AND LICENSES EXCLUDING INCOME TAXES	
FRANCHISE AND CAPITAL STOCK TAX	4,260.
TOTAL	4,260.

## LINE 19 - OTHER DEDUCTIONS

AMORTIZATION	1,767.
TRAVEL, MEALS, AND ENTERTAINMENT	82.
INSURANCE	1,150.
OFFICE SUPPLIES	215.
POSTAGE AND FEDEX	367.
ACCOUNTING AND PROFESSIONAL SERVICES	12,070.
BANK CHARGES	158.
LEGAL SERVICES	31,124.
DUES AND MEMBERSHIPS	560.
TELEPHONE	2,377.
ABANDONMENT EXPENSE	46,191.
OPTION EXPIRATION EXPENSE	9,000.
TOTAL	105,061.

MC000556

STATEMENT 1

02/25/2002

23-2767067

18

US MOBILCOMM, INC.

23-2767067

J M 1120S, PAGE 2 DETAIL

SCH A, LINE 5 - OTHER COSTS

SITE RENT COSTS	18,015.
INSURANCE	1,500.
OTHER DIRECT SITE COSTS (PHONE ETC)	704.
<b>TOTAL</b>	<b>20,219.</b>

MC000557

STATEMENT 2

02/25/2002

23-2767067

19

US MOBILCOMM, INC.

23-2767067

FM 1120S, PAGE 3 DETAIL

SCH K, LINE 19 - NONDEDUCTIBLE TRAVEL, MEALS AND ENTERTAINMENT

AMOUNTS SUBJECT TO 50% LIMITATION

GROSS MEALS AND ENTERTAINMENT	164.
50% LIMITATION	82.

TOTAL DEDUCTIBLE TRAVEL, MEALS AND ENTERTAINMENT	82.
--	-----

MC000558

STATEMENT 3

02/25/2002

23-2767067

20

US MOBILCOMM, INC.

23-2767067

M 1120S, PAGE 4 DETAIL - SCH L

	BEGINNING	ENDING
<b>LINE 6 - OTHER CURRENT ASSETS</b>	-----	-----
LICENSE OPTION PAYMENTS	42,000.	14,400.
SECURITY DEPOSITS	600.	NONE
MISC RECEIVABLE	877.	NONE
<b>TOTAL</b>	<b>43,477.</b>	<b>14,400.</b>
<b>LINE 14 - OTHER ASSETS</b>	-----	-----
LONG TERM STORED EQUIPMENT	179,558.	45,455.
<b>TOTAL</b>	<b>179,558.</b>	<b>45,455.</b>
<b>JE 17 - MORTGAGES, ETC. PAY &lt; 1 YR</b>	-----	-----
NOTES PAYABLE- EQUIPMENT	78,815.	NONE
<b>TOTAL</b>	<b>78,815.</b>	<b>NONE</b>
<b>LINE 18 - OTHER CURRENT LIABILITIES</b>	-----	-----
SALES TAX PAYABLE	898.	395.
<b>TOTAL</b>	<b>898.</b>	<b>395.</b>

MC000559

STATEMENT 4

02/25/2002

23-2767067

21

US MOBILCOMM, INC.

23-2767067

## FORM 1120S, PAGE 4 DETAIL

## SCH M-2, LINE 3 - OTHER ADDITIONS - AAA

INTEREST INCOME	2,084.
NET LONG-TERM CAPITAL GAIN	416,002.
<b>TOTAL</b>	<b>418,086.</b>

## SCH M-2, LINE 5 - OTHER REDUCTIONS - AAA

NET SECTION 1231 LOSS	17,593.
50% DISALLOWED TRAVEL AND ENTERTAINMENT	82.
<b>TOTAL</b>	<b>17,675.</b>

MC000560

STATEMENT 5

02/25/2002

23-2767067

22

## SCHEDULE D (FORM 1120S) DETAIL

## LINE 7 - LONG-TERM CAPITAL GAINS AND LOSSES

PROPERTY	DATE ACQ	DATE SOLD	SALES PRICE	COST	GAIN/LOSS
PHASE I 220 MHZ LICENSES	06/01/1996	08/01/2001	434,002.	18,000.	416,002.
TOTAL					416,002.

MC000561

02/25/2002

23

STATEMENT 6

US MULLIN, INC.

43-470100/

## FORM 4797, PAGE 1 DETAIL PART I

(A) DESCRIPTION OF PROPERTY	(B) DATE ACQUIRED	(C) DATE SOLD	(D) GROSS SALES PRICE	(E) DEPREC. ALLOWED	(F) COST OR OTHER BASIS PLUS IMPROV AND SALE EXPENSE	(G) GAIN/LOSS
BASE STATION RADIO EQ	01/01/1995	08/01/2001	2,000.	42,879.	62,472.	-17,593.
PART I 4797 GAINS AND LOSSES						

02/25/2002

23-2767067

24

STATEMENT 7

MC000562

US MOBILCOMM, INC.

23-2767067

FEDERAL FOOTNOTE:

RECONCILIATION OF ACCUMULATED ADJUSTMENTS ACCOUNT TO

RETAINED EARNINGS:

C CORPORATION EARNINGS AND PROFITS - 61,614.

ACCUMULATED ADJUSTMENTS ACCOUNT -374,237

BOOK RETAINED EARNINGS -435,851

MC000563

STATEMENT 8

02/25/2002

23-2767067

25

US MOBILCOMM, INC.

23-2767067

## SHAREHOLDER SUMMARY

SH. #	SHAREHOLDER NAME	BEGINNING SHARES	OWNERSHIP PERCENTAGE
01	DAVID ELKIN	375.0000	75.000000
02	JEFFREY NORMAN	125.0000	25.000000

MC000564

02/25/2002

23-2767067

26

Register: CASH-CHECKING  
 From 01/01/1994 through 12/31/2004  
 Sorted by: Date, Type, Number/Ref

## US MOBILCOMM, INC.

Date	Number	Payer	Payee	Account	Memo	Payment	C	Deposit	Balance
05/02/2001	2983	Imperial Realty Co	CHICAGO Market OPERATING C...	1201.s. Is it a Maywo...		360.00			36,871.53
05/02/2001	2988	DAVID ELKIN	PAID IN CAPITAL	Distribution		30,000.00			6,871.53
05/07/2001	2984	NYNEX-MA	BOSTON Market RITTER REVEN...	617-247-2046 414		19.46			6,852.07
05/07/2001	2985	NYNEX-NY	NEW YORK Market TEEN REV...	212-399-0071		25.00			6,827.07
05/07/2001	2986	American Express	-split-	a/c # 3782-652516-64002		69.24			6,757.83
05/07/2001	2987	BELL ATLANTIC- PA-1185	TELEPHONE-TELEPHONE	610-525-1185-936		122.56			6,635.27
05/23/2001		transfer	CASH-MONEY MKT					30,000.00	
05/24/2001	2989	RICHARD SHORIN	-split-	May 24, 2001		534.00			36,101.27
05/25/2001			-split-	Deposit				3,307.25	
05/25/2001	2990	BELL ATLANTIC- PA- mail	PHILADELPHIA Market CINKUTI...	610-640-4072		23.51			44,408.52
05/25/2001	2991	NYNEX-MA	BOSTON Market RITTER REVEN...	617-247-2046 414		19.47			44,385.01
05/25/2001	2992	MCI WORLD COM	TELEPHONE-TELEPHONE	610-525-1185 a/c# 086...		70.61			44,365.54
05/25/2001	2994	Shepard McReady Partnership	DEPOSIT-Licensee	sale proceeds WPCY922		30,000.00			44,294.93
06/01/2001	2993	Hillzo Limited Partnership	BALTIWASH Market UNION 77 L...	rent- June 01		551.25			44,254.93
06/01/2001	2995	RAINBOW AMBULETTE SER...	RECEIVABLES	Refund May 2001		216.50			13,743.68
06/04/2001		transfer	CASH-MONEY MKT			7,500.00			13,527.18
06/04/2001	2997	American Express	-split-	a/c # 3782-652516-64002		45.77			6,027.18
06/04/2001	2998	RICHARD SHORIN	PROFESSIONAL SERVICES-ACC...	June 4, 2001		500.00			5,981.41
06/05/2001			-split-	Deposit		4,963.00			5,481.41
06/05/2001		Undeposited Funds	Deposit			1,000.00			10,449.41
06/08/2001	2999	NYNEX-NY	NEW YORK Market TEEN REV...	212-399-0071		10.00			11,449.41
06/08/2001	3000	MCI WORLD COM	TELEPHONE-TELEPHONE	610-525-1185 a/c# 086...		69.97			11,439.41
06/08/2001	3001	BELL ATLANTIC- PA-1185	TELEPHONE-TELEPHONE	610-525-1185-936		122.63			11,359.44
06/20/2001		transfer	RICHARD SHORIN	CASH-MONEY MKT					11,246.81
06/21/2001	3002		PROFESSIONAL SERVICES-ACC...	June 20, 2001		2,000.00			9,246.81
06/21/2001			Undeposited Funds	Deposit		500.00			8,746.81
06/21/2001	3003	BELL ATLANTIC MD	BALTIWASH Market USMOPR...	410-542-6445		49.04			9,124.81
06/22/2001	3004	BELL ATLANTIC- PA- mail	PHILADELPHIA Market CINKUTI...	610-640-4072		23.51			9,073.77
07/02/2001	3005	Hillzo Limited Partnership	BALTIWASH Market UNION 77 L...	rent- July 01		551.25			9,052.26
07/02/2001	3006	RICHARD SHORIN	PROFESSIONAL SERVICES-ACC...	July 2, 2001		500.00			8,501.01
07/05/2001		transfer	CASH-MONEY MKT					30,000.00	
07/05/2001	3007	NYNEX-MA	BOSTON Market RITTER REVEN...	617-247-2046 414		19.47			38,001.01
									37,981.54

## Register: CASH-CHECKING

From 01/01/1994 through 12/31/2004

Sorted by: Date, Type, Number/Ref

Date	Number	Payee	Account	Memo	Payment	C	Deposit	Balance
07/05/2001	3008	American Express	-split-					37,852.20
07/05/2001	3009	BELL ATLANTIC- PA-1185	TELEPHONE:TELEPHONE	a/c # 3782-652516-64002	129.34			37,724.54
07/05/2001	3012	DAVID ELKIN	PAID IN CAPITAL	610-525-1185-936	127.66			7,124.54
07/05/2001	3013	MCI WORLDCOM	TELEPHONE:TELEPHONE	Distribution	30,600.00			7,051.37
07/11/2001	3010	PA DEPARTMENT OF REVEN...	SALES TAX PAYABLE	610-525-1185 a/c# 086...	73.17			7,024.64
07/11/2001	3011	MD SALES TAX	SALES TAX PAYABLE	23-466-926	26.73			6,633.79
07/24/2001	3014	RICHARD SHORIN	PROFESSIONAL SERVICES:ACC...	03248233	390.85			5,883.79
07/25/2001		UMB Bank	INTEREST INCOME	July 24, 2001	750.00			332.56
07/25/2001			-split-	interest on escrow WPC...				6,216.35
07/25/2001			Deposit			1,451.25		7,667.60
07/25/2001	dep			NEW YORK Market:AJEEN REV...		5.94		7,671.54
07/30/2001	3015	BELL ATLANTIC MD	BALIWASH Market:USM:OPER...	212-399-0071 final	23.66			7,649.88
07/30/2001	3016	NYNEX-MA	BOSTON Market:RITTER REVEN...	410-542-6445	19.80			7,630.08
07/30/2001	3020	BELL ATLANTIC- PA- mail	PHILADELPHIA Market:CNKUTL...	617-247-2046 414	24.41			7,605.67
07/31/2001	3017	BELL ATLANTIC- PA-1185	TELEPHONE:TELEPHONE	610-640-4072	132.70			7,472.97
08/01/2001	3018	Hillzo Limited Partnership	BALIWASH Market:UNION 77 L...	610-525-1185-936	rent- Aug 01	551.25		6,921.72
08/01/2001	3021	American Express	-split-	a/c # 3782-652516-64002	143.57			6,778.15
08/10/2001			Deposit			4,911.64		11,689.79
08/14/2001	3019	ShawPitman	PROFESSIONAL SERVICES:LEG...	as agreed- in full settle...				-8,310.21
08/15/2001		transfer	CASE-MONEY MKT					11,689.79
08/21/2001	3022	MCI WORLDCOM	TELEPHONE:TELEPHONE	610-525-1185 a/c# 086...	40.64			11,649.15
08/28/2001	3023	RICHARD SHORIN	CASH-MONEY MKT	-split-	1,546.72			17,649.15
08/29/2001			Undeposited Funds	Deposit			2,182.95	16,102.43
08/29/2001	3024	American Express	-split-	a/c # 3782-652516-64002	49.48			18,285.38
08/29/2001	3025	BELL ATLANTIC- PA- mail	PHILADELPHIA Market:CNKUTL...	610-640-4072	24.32			18,235.90
08/31/2001	3029	SWIDLER BERLIN SHEREFF ...	PROFESSIONAL SERVICES:LEG...	as agreed in full and fin...	10,000.00			18,211.58
09/01/2001	3026	Hillzo Limited Partnership	BALIWASH Market:UNION 77 L...	rent- Sept 01	551.25			8,211.58
09/04/2001	3027	BELL ATLANTIC MD	BALIWASH Market:USM:OPER...	410-542-6445	23.64			7,660.33
09/04/2001	3028	BELL ATLANTIC- PA-1185	TELEPHONE:TELEPHONE	610-525-1185-936	130.56			7,636.69
09/12/2001		UMB Bank	INTEREST INCOME	thru 8/31				7,506.13
09/12/2001	3031	RICHARD SHORIN	-split-	9/12				7,612.21
09/13/2001	3030	MCI WORLDCOM	TELEPHONE:TELEPHONE	610-525-1185 a/c# 086...	48.61			7,061.36

EFiled: Dec 2 2005 6:51PM EST  
Transaction ID 7568281SUPPLEMENTAL INFORMATION PURSUANT TO RULE 3(A)  
OF THE RULES OF THE COURT OF CHANCERY

The information contained herein is for the use by the Court for statistical and administrative purposes only. Nothing stated herein shall be deemed an admission by or binding upon any attorney.

## 1. Caption of Case:

JEFFREY M. NORMAN, Plaintiff, v. DAVID W. ELKIN, RICHARD M. SHORIN and THE ELKIN GROUP, INC., Defendants, and US MOBILCOMM, INC., Nominal Defendant.

## 2. Date Filed:

December 2, 2005

## 3. Name and address of counsel for plaintiff:

Sean J. Bellew (#4072)  
David A. Felice (#4090)  
1201 North Market Street, Suite 1400  
Wilmington, DE 19801  
Telephone: (302) 295-2000  
Facsimile: (302) 295-2013

## 4. Short statement and nature of claim asserted:

Plaintiff asserts direct and derivative claims against defendants for fraud, breach of fiduciary duties and aiding and abetting such breaches.

## 5. Substantive field of law involved (check one):

Administrative law  
 Commercial law  
 Constitutional law  
 Corporation law  
 Guardianships  
 Labor law  
 Real property

Trade secrets/trade mark/ or other intellectual property  
 Trusts  
 Wills and estates  
 Zoning  
 Other

## 6. Related case(s):

JEFFREY M. NORMAN v. US MOBILCOMM, Court of Chancery of the State of Delaware, in and for New Castle County, Civil Action No. 849-N

## 7. Basis of court's jurisdiction (including the citation of any statute conferring jurisdiction):

10 Del.C. § 341; 8 Del.C. § 283

## 8. If the complaint seeks preliminary equitable relief, state the specific preliminary relief sought:

## 9. If the complaint seeks summary or expedited proceedings, check here \_\_\_\_\_.

David A. Felice  
Signature of Attorney of Record

#chq: 12-12-05 Issued Summons to Spec. Proc. Serv/1 (4 copies)  
 12-12-05 Issued 3114 Summons to Spec. Proc. Serv/1 (copy)

EFILED: Dec 2 2005 6:51PM EST  
 Transaction ID 7568281



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
 IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff,

v.

C.A. No.

1819-N

DAVID W. ELKIN, RICHARD M. SHORIN  
 and THE ELKIN GROUP, INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant.

**MOTION FOR APPOINTMENT OF SPECIAL PROCESS SERVERS**

Plaintiff, Jeffrey M. Norman, hereby moves for an Order pursuant to Rule 4(c) of the Rules of the Court of Chancery appointing any employee of Tri-State Courier and Carriage or any employee of Brandywine Process Servers as Special Process Servers for the purpose of serving the Summons, Complaint and related papers upon the defendants in this action. The grounds for this motion are as follows:

1. Plaintiff seeks appointment of special process servers in order to effect expeditious service of process so that the issues raised in the Complaint may be brought before the Court in a timely fashion.

2. The appointment of a special process server will result in a material saving of time and expense in the service of process in this action.

Dated: December 2, 2005

David A. Felice

Sean J. Bellew (#4072)

David A. Felice (#4090)

Cozen O'Connor

1201 North Market Street, Suite 1400

Wilmington, DE 19801

Telephone: (302) 295-2000

Facsimile: (302) 295-2013

*Attorneys for Plaintiff Jeffrey M. Norman*

EFILED: Dec 2 2005 6:51PM  
Transaction ID 7568281



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff,

v.

C.A. No.

1819-N

DAVID W. ELKIN, RICHARD M. SHORIN  
and THE ELKIN GROUP, INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant.

ORDER

WHEREAS Plaintiff, Jeffrey M. Norman, having moved for an Order appointing special process servers,

IT IS HEREBY ORDERED this 6 day of December, 2005, that:

1. Any employee of Tri-State Courier and Carriage or any employee of Brandywine Process Servers are hereby appointed as special process servers for the purposes of serving:  
*David W. Elkin*  
(a) Defendant Richard Shorin by serving the Delaware Secretary of State.  
(b) Defendant The Elkin Group, Inc. by serving the Delaware Secretary of State.  
(c) Defendant US Mobilcomm, Inc. through its registered agent, Corporation Service Company, 2711 Centreville Road, Suite 400, Wilmington DE 19808.
2. The Register in Chancery is directed to issue Summons forthwith.

3. Either special process server shall serve a copy of the Summons and Complaint upon each defendant as directed above and, after such service, shall make prompt return of service to this Court.



Master

EFILED: Dec 2 2005 6:51PM EST  
Transaction ID 7568281



**CERTIFICATE OF SERVICE**

I, David A. Felice, do hereby certify that on December 2, 2005, true and correct copies of the foregoing were caused to be served upon counsel of record at the following addresses as indicated:

**Via First Class Mail**

David Elkin  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

**Via First Class Mail**

Richard Shorin  
255 Ridings Way  
Ambler, PA 19002

**Via First Class Mail**

The Elkin Group, Inc.  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

**Via First Class Mail**

US Mobilcomm, Inc.  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, DE 19808

David A. Felice  
David A. Felice (#4090)

#chq: 12-12-05 Issued summons to Spec. Proc. Serv. (4 copies)  
12-12-05 Issued 3114 Summons to Spec. Proc. Serv. (1 copy)

EFiled: Dec 2 2005 6:51PM  
Transaction ID 7568281



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff,

v.

C.A. No.

1819-N

DAVID W. ELKIN, RICHARD M. SHORIN  
and THE ELKIN GROUP, INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant.

**MOTION FOR APPOINTMENT OF SPECIAL PROCESS SERVERS**

Plaintiff, Jeffrey M. Norman, hereby moves for an Order pursuant to Rule 4(c) of the Rules of the Court of Chancery appointing any employee of Tri-State Courier and Carriage or any employee of Brandywine Process Servers as Special Process Servers for the purpose of serving the Summons, Complaint and related papers upon the defendants in this action. The grounds for this motion are as follows:

1. Plaintiff seeks appointment of special process servers in order to effect expeditious service of process so that the issues raised in the Complaint may be brought before the Court in a timely fashion.
2. The appointment of a special process server will result in a material saving of time and expense in the service of process in this action.

Dated: December 2, 2005

David A. Felice

Sean J. Bellew (#4072)  
David A. Felice (#4090)  
Cozen O'Connor  
1201 North Market Street, Suite 1400  
Wilmington, DE 19801  
Telephone: (302) 295-2000  
Facsimile: (302) 295-2013

*Attorneys for Plaintiff Jeffrey M. Norman*

EFiled: Dec 2 2005 6:51PM  
Transaction ID 7568281IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,	:	
Plaintiff,	:	
v.	:	C.A. No. 1819-N
DAVID W. ELKIN, RICHARD M. SHORIN	:	
and THE ELKIN GROUP, INC.,	:	
Defendants,	:	
and	:	
US MOBILCOMM, INC.,	:	
Nominal Defendant.	:	

**ORDER**

WHEREAS Plaintiff, Jeffrey M. Norman, having moved for an Order appointing special process servers,

IT IS HEREBY ORDERED this 6 day of December, 2005, that:

1. Any employee of Tri-State Courier and Carriage or any employee of Brandywine Process Servers are hereby appointed as special process servers for the purposes of serving:
 

*David W. Elkin +*

  - (a) Defendant Richard Shorin by serving the Delaware Secretary of State.
  - (b) Defendant The Elkin Group, Inc. by serving the Delaware Secretary of State.
  - (c) Defendant US Mobilcomm, Inc. through its registered agent, Corporation Service Company, 2711 Centreville Road, Suite 400, Wilmington DE 19808.
2. The Register in Chancery is directed to issue Summons forthwith.

3. Either special process server shall serve a copy of the Summons and Complaint upon each defendant as directed above and, after such service, shall make prompt return of service to this Court.



---

John H. Harrelson

Master

EFILED: Dec 2 2005 6:51PM  
Transaction ID 7568281



**CERTIFICATE OF SERVICE**

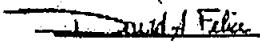
I, David A. Felice, do hereby certify that on December 2, 2005, true and correct copies of the foregoing were caused to be served upon counsel of record at the following addresses as indicated:

**Via First Class Mail**  
David Elkin  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

**Via First Class Mail**  
Richard Shorin  
255 Ridings Way  
Ambler, PA 19002

**Via First Class Mail**  
The Elkin Group, Inc.  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

**Via First Class Mail**  
US Mobilcomm, Inc.  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, DE 19808

  
\_\_\_\_\_  
David A. Felice (#4090)

**SUMMONS**

**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY**

JEFFREY M. NORMAN,

Plaintiff

VS.

DAVID W. ELKIN, RICHARD M. SHORIN, and  
THE ELKIN GROUP, INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant

**TO THE SPECIAL PROCESS SERVER**

**YOU ARE COMMANDED:**

To Summon the above named defendants so that, within 20 days after service hereof upon defendants, exclusive of the day of service, defendants shall serve upon

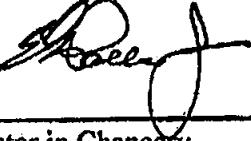
David A. Felice, Esq., plaintiff's attorney whose address is  
1201 N. Market Street, Suite 1400. Wilm, DE 19801 an answer to the complaint.

To serve upon defendants a copy hereof and of the complaint.

**TO THE ABOVE NAMED DEFENDANTS:**

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on plaintiff's attorney named above an answer to the complaint, judgment by default will be rendered against you for the relief demanded in the complaint.

Dated December 12, 2005

  
\_\_\_\_\_  
Register in Chancery

CIVIL ACTION NO. 1819-N

JEFFREY M. NORMAN

Plaintiff

VS.

DAVID W. ELKIN, ET AL

Defendant

SUMMONS

Please effectuate service upon:

1. David W. Elkin (805 Bryn Mawr Avenue Newtown Square, PA 19703)
2. Richard Shorin (255 Ridings Way Ambler, PA 19002)
3. The Elkin Group, Inc. (805 Bryn Mawr Avenue Newtown Square, PA 19703)

by serving:

Delaware Secretary of State  
Dover, DE 19901

4. US Mobilcomm, Inc.  
by serving the registered agent:

Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, DE 19808

SERVICE TO BE COMPLETED BY  
SPECIAL PROCESS SERVER

David A. Felice, Esq.

Attorney for Plaintiff

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff

vs.

DAVID W. ELKIN, RICHARD M. SHORIN, and THE ELKIN GROUP,  
INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant

CIVIL ACTION NO. 1819-N

SUMMONS PURSUANT  
TO 10 Del.C. Sec. 3114

**TO THE SPECIAL PROCESS SERVER**

**YOU ARE COMMANDED:**

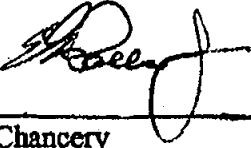
To Summon the above named individual defendants by service pursuant to 10 Del.C. Sec. 3114 upon US Mobilcomm, Inc., a Delaware corporation, by serving its registered agent Corporation Service Company, which is designated for service of process in Delaware, so that within the time required by law, such defendants shall serve upon David A. Felice, Esq., plaintiff's attorney whose address is 1201 N. Market Street, Suite 1400 Wilmington, DE 19801 an answer to the complaint.

To serve upon defendants a copy hereof, of the complaint, and of a statement of plaintiff filed pursuant to Chancery Court Rule 4(dc)(1).

**TO THE ABOVE NAMED DEFENDANTS:**

In case of your failure, within the time permitted by 10 Del.C. Sec. 3114\*, to serve on plaintiff's attorney named above an answer to the complaint, judgment by default may be rendered against you for the relief demanded in the complaint.

Dated December 12, 2005

  
Register in Chancery

\*The text of 10 Del.C. Sec. 3114 is set out on the reverse of this Summons

## CIVIL ACTION NO. 1819-N

JEFFREY M. NORMAN

Plaintiff

VS.

DAVID W. ELKIN, ET AL

Defendant

## SUMMONS

1. David W. Elkin

by serving the registered agent for  
US Mobilcomm, Inc.:Corporation Service Company  
2711 Centreville Road, Suite 400  
Wilmington, DE 19808pursuant to 10 Del.C. §3114SERVICE TO BE COMPLETED BY  
SPECIAL PROCESS SERVER

Sec. 3114. Service of process on non-resident directors, trustees or members of the governing body of Delaware corporations.

(a) Every non-resident of this State who after September, 1977, accepts election or appointment as a director, trustee or member of the governing body of a corporation organized under the laws of this State or who after June 30, 1978, serves in such capacity and every resident of this State who so accepts election or appointment or serves in such capacity and thereafter removes his residence from this State shall, by such acceptance or by such service, be deemed thereby to have consented to the appointment of the registered agent of such corporation (or, if there is none, the Secretary of State) as his agent upon whom service of process may be made in all civil actions or proceedings brought in this State, by or on behalf of, or against such corporation, in which such director, trustee or member is a necessary or proper party, or in any action or proceeding against such director, trustee or member for violation of his duty in such capacity, whether or not he continues to serve as such director, trustee or member at the time suit is commenced. Such acceptance of service as such director, trustee or member shall be a signification of the consent of such director, trustee or member that any process when so served shall be of the same legal force and validity as if served upon such director, trustee or member within this State and such appointment of the registered agent (or, if there is none, the Secretary of State) shall be irrevocable.

(b) Service of process shall be effected by serving the registered agent (or, if there is none, the Secretary of State) with 1 copy of such process in the manner provided by law for service of writs of summons. In addition, the Prothonotary or the Register in Chancery of the court in which the civil action or proceeding is pending shall, within 7 days of such service, deposit in the United States mails, by registered mail, postage prepaid, true and attested copies of the process, together with a statement that service is being made pursuant to this section, addressed to such director, trustee or member at the corporation's principal place of business and at his residence address as the same appears on the records of the Secretary of State, or, if no such residence address appears, at his address last known to the party desiring to make such service.

(c) In any action in which any such director, trustee or member has been served with process as hereinabove provided, the time in which a defendant shall be required to appear and file a responsive pleading shall be computed from the date of mailing by the Prothonotary or the Register in Chancery as provided in subsection (b) of this section; however, the court in which such action has been commenced may order such continuance of continuances as may be necessary to afford such director, trustee or member reasonable opportunity to defend the action.

(d) Nothing herein contained limits or affects the rights to serve process in any other manner now or hereafter provided by law. This section is an extension of and not a limitation upon the right otherwise existing of service of legal process upon non-residents.

(e) The Court of Chancery and the Superior Court may make all necessary rules respecting the form of process, the manner of issuance and return thereof and such other rules which may be necessary to implement this section and are not inconsistent with this section (61 Del.Laws, c. 119 Sec.1.)

EFILED: Dec 21 2005 1:10PM EST  
IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE 7696365



IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff

vs.

DAVID W. ELKIN, RICHARD M. SHORIN, and THE ELKIN GROUP,  
INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant

CIVIL ACTION NO. 1819-N

SUMMONS PURSUANT  
TO 10 DEL.C. Sec. 3114

**TO THE SPECIAL PROCESS SERVER  
YOU ARE COMMANDED:**

To Summon the above named individual defendants by service pursuant to 10 Del.C. Sec. 3114 upon US Mobilcomm, Inc., a Delaware corporation, by serving its registered agent Corporation Service Company, which is designated for service of process in Delaware, so that within the time required by law, such defendants shall serve upon David A. Felice, Esq., plaintiff's attorney whose address is 1201 N. Market Street, Suite 1400, Wilmington, DE 19801 an answer to the complaint.

To serve upon defendants a copy hereof, of the complaint, and of a statement of plaintiff filed pursuant to Chancery Court Rule 4(d)(1).

**TO THE ABOVE NAMED DEFENDANTS:**

In case of your failure, within the time permitted by 10 Del.C. Sec. 3114\*, to serve on plaintiff's attorney named above an answer to the complaint, judgment by default may be rendered against you for the relief demanded in the complaint.

Dated December 12, 2005

  
Register in Chancery

\*The text of 10 Del.C. Sec. 3114 is set out on the reverse of this Summons

CIVIL ACTION NO. 1819-N

JEFFREY M. NORMAN

Plaintiff

VS.

DAVID W. ELKIN, ET AL

Defendant

SUMMONS

1. David W. Elkin

by serving the registered agent for  
US Mobilcomm, Inc.:

Corporation Service Company  
2711 Centreville Road, Suite 400  
Wilmington, DE 19808

pursuant to 10 Del.C. §3114

SERVICE TO BE COMPLETED BY

SPECIAL PROCESS SERVER

Sec. 3114. Service of process on non-resident directors, trustees or members of the governing body of Delaware corporations.

(a) Every non-resident of this State who after September, 1977, accepts election or appointment as a director, trustee or member of the governing body of a corporation organized under the laws of this State or who after June 30, 1978, serves in such capacity and every resident of this State who so accepts election or appointment or serves in such capacity and thereafter removes his residence from this State shall, by such acceptance or by such service, be deemed thereby to have consented to the appointment of the registered agent of such corporation (or, if there is none, the Secretary of State) as his agent upon whom service of process may be made in all civil actions or proceedings brought in this State, by or on behalf of, or against such corporation, in which such director, trustee or member is a necessary or proper party, or in any action or proceeding against such director, trustee or member for violation of his duty in such capacity, whether or not he continues to serve as such director, trustee or member at the time suit is commenced. Such acceptance of service as such director, trustee or member shall be a signification of the consent of such director, trustee or member that any process when so served shall be of the same legal force and validity as if served upon such director, trustee or member within this State and such appointment of the registered agent (or, if there is none, the Secretary of State) shall be irrevocable.

(b) Service of process shall be effected by serving the registered agent (or, if there is none, the Secretary of State) with 1 copy of such process in the manner provided by law for service of writs of summons. In addition, the Prothonotary or the Register in Chancery of the court in which the civil action or proceeding is pending shall, within 7 days of such service, deposit in the United States mails, by registered mail, postage prepaid, true and attested copies of the process, together with a statement that service is being made pursuant to this section, addressed to such director, trustee or member at the corporation's principal place of business and at his residence address as the same appears on the records of the Secretary of State, or, if no such residence address appears, at his address last known to the party desiring to make such service.

(c) In any action in which any such director, trustee or member has been served with process as hereinabove provided, the time in which a defendant shall be required to appear and file a responsive pleading shall be computed from the date of mailing by the Prothonotary or the Register in Chancery as provided in subsection (b) of this section; however, the court in which such action has been commenced may order such continuance of conferences as may be necessary to afford such director, trustee or member reasonable opportunity to defend the action.

(d) Nothing herein contained limits or affects the rights to serve process in any other manner now or hereafter provided by law. This section is an extension of and not a limitation upon the right otherwise existing of service of legal process upon non-residents.

(e) The Court of Chancery and the Superior Court may make all necessary rules respecting the form of process, the manner of issuance and return thereof and such other rules which may be necessary to implement this section and are not inconsistent with this section (61 Del. Laws, c. 119 Sec. 1.)

**AFFIDAVIT OF PERSONAL SERVICE**

STATE OF DELAWARE }  
COUNTY OF NEW CASTLE } 88.

I, John A. Garber, of the State of Delaware, County of New Castle, being duly sworn, says that on the 13th day of December, 2005, at 3:45 p.m., I personally served a copy of a SUMMONS, COMPLAINT, MOTION FOR APPOINTMENT FOR SPECIAL PROCESS SERVER & ORDER on DAVID W. ELKIN, by serving the registered agent for US MOBILCOMM, INC., The Corporation Service Company, at 2711 Centerville Road, Wilmington, DE 19808.

Name of individual personally served: Mary Drummond.

Description of person accepting service: White female, 35-40 years of age, 5'4"-5'7" tall, 140-170lbs with brown hair.



Subscribed and sworn before me  
This 13th day of December, 2005.

Notary Public

CAREY M. SHEA  
My commission expires ~~MAY 1, 2001~~  
**STATE OF DELAWARE**  
My Commission Expires May 24, 2007

EFILED: Dec 21 2005 1:10PM EST  
Transaction ID 7696365



SUMMONS

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,

Plaintiff

VS.

DAVID W. ELKIN, RICHARD M. SHORIN, and  
THE ELKIN GROUP, INC.,

Defendants,

and

US MOBILCOMM, INC.,

Nominal Defendant

TO THE SPECIAL PROCESS SERVER

**YOU ARE COMMANDED:**

To Summon the above named defendants so that, within 20 days after service hereof upon defendants, exclusive of the day of service, defendants shall serve upon

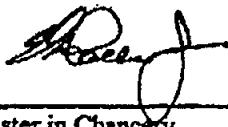
David A. Felice, Esq., plaintiff's attorney whose address is  
1201 N. Market Street, Suite 1400 Wilm, DE 19801 an answer to the complaint.

To serve upon defendants a copy hereof and of the complaint.

**TO THE ABOVE NAMED DEFENDANTS:**

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on plaintiff's attorney named above an answer to the complaint, judgment by default will be rendered against you for the relief demanded in the complaint.

Dated December 12, 2005

  
\_\_\_\_\_  
Register in Chancery

**CIVIL ACTION NO. 1819-N**

JEFFREY M. NORMAN

Plaintiff

VS.

DAVID W. ELKIN, ET AL

Defendant

**SUMMONS**

Please effectuate service upon:

1. David W. Elkin (805 Bryn Mawr Avenue Newtown Square, PA 19703)
2. Richard Shorin (255 Ridings Way Ambler, PA 19002)
3. The Elkin Group, Inc. (805 Bryn Mawr Avenue Newtown Square, PA 19703)  
by serving:

Delaware Secretary of State  
Dover, DE 19901

4. US Mobilcomm, Inc.  
by serving the registered agent:

Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, DE 19808

SERVICE TO BE COMPLETED BY  
SPECIAL PROCESS SERVER

David A. Felice, Esq.

Attorney for Plaintiff

## AFFIDAVIT OF PERSONAL SERVICE

STATE OF DELAWARE }  
COUNTY OF NEW CASTLE } ss.  
}

I, Robert Smith, of the State of Delaware, County of New Castle, being duly sworn, says that on the 13th day of December, 2005, at 3:45 p.m., I personally served a copy of a SUMMONS, COMPLAINT, MOTION FOR APPOINTMENT OF SPECIAL PROCESS SERVER & ORDER on:

- 1) David W. Elkin ( 805 Bryn Mawr Avenue Newton Square, PA 19703)
- 2) Richard Shorin ( 255 Ridings Way Ambler, PA 19002)
- 3) The Elkin Group, Inc. ( 805 Bryn Mawr Avenue Newtown Square, PA 19703)

by serving their registered agent, The Delaware Secretary of State, Division of Corporations, 401 Federal Street, Dover, DE 19901.

Name of individual accepting service: Sharon Moore.

Description of individual accepting: White female, 140-150 lbs, 5'5"-5'7" with black hair.

Subscribed and sworn before me  
This 13th day of December, 2005

Notary Public

**CAREY H. SHEA**  
My commission  
**NOTARY PUBLIC**  
**STATE OF DELAWARE**  
My Commission Expires 11-1-1984

**AFFIDAVIT OF PERSONAL SERVICE**

STATE OF DELAWARE }  
COUNTY OF NEW CASTLE } 58.

I, John A. Garber, of the State of Delaware, County of New Castle, being duly sworn, says that on the 13th day of December, 2005, at 3:45 p.m., I personally served a copy of a SUMMONS, COMPLAINT, MOTION FOR APPOINTMENT FOR SPECIAL PROCESS SERVER & ORDER on US MOBILCOMM, INC., by serving its registered agent, The Corporation Service Company, at 2711 Centerville Road, Wilmington, DE 19808.

Name of individual personally served: Mary Drummond.

Description of person accepting service: White female, 35-40 years of age, 5'4"-5'7" tall, 140-170lbs with brown hair.

Subscribed and sworn before me  
This 13th day of December, 2005.

Amy M. Sleem  
Notary Public

**CAREY M. SHEA**  
My commission is **RENEWED PUBLIC**  
**STATE OF DELAWARE**  
My Commission Expires May 24, 2004

EFiled: Dec 27 2005 2:47PM EST  
Transaction ID 7722472IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

JEFFREY M. NORMAN,	:	
Plaintiff,	:	
v.	:	C.A. No. 1819-N
DAVID W. ELKIN, RICHARD M. SHORIN	:	
and THE ELKIN GROUP, INC.	:	
Defendants,	:	
and	:	
US MOBILCOMM, INC.,	:	
Nominal Defendant.	:	

TO: REGISTER IN CHANCERY

**STATEMENT IN ACCORDANCE WITH  
COURT OF CHANCERY COURT RULE 4(dc)**

**(i) The name and principal business address of the corporation upon whose governing body the nonresident serves or has served, which address shall be the principal business address set forth on the most recent annual report filed by the corporation with the Secretary of State of Delaware, unless the statement shall also contain the basis for the applicant's conclusion that the business address set forth on the most recent annual report is not presently the principal business address of the corporation.**

David W. Elkin  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

**(ii) The name and address, including county, of the registered agent in Delaware of said corporation, or a statement that the corporation has no present registered agent.**

Corporation Service Company  
2711 Centerville Road, New Castle County  
Wilmington, DE 19808

(iii) The last residence address known to the applicant of each nonresident as to whom service of process is sought, which address shall be the residence address of such nonresident defendant set forth on the most recent annual report filed by the corporation with the Secretary of State of Delaware, unless the statement shall also contain the basis for the applicant's conclusion that the residence address set forth in the most recent annual report filed by the corporation is not presently the residence address of such nonresident.

David W. Elkin  
805 Bryn Mawr Avenue  
Newtown Square, PA 19703

Dated: December 27, 2005

David A. Felice  
Sean J. Bellew (#4072)  
David A. Felice (#4090)  
Cozen O'Connor  
1201 North Market Street, Suite 1400  
Wilmington, DE 19801  
Telephone: (302) 295-2000  
Facsimile: (302) 295-2013  
*Attorneys for the Plaintiff*